

Motion denied 7/12/10.

s/ James S. Gwin

JAMES S. GWIN

UNITED STATES

DISTRICT JUDGE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

**In re: WHIRLPOOL CORP.
FRONT-LOADING WASHER PRODUCTS
LIABILITY LITIGATION**

1:08-wp-65000

MDL No. 2001

Class Action

Judge: James S. Gwin

**PLAINTIFFS' MOTION TO STRIKE DEFENDANT'S SUBMISSIONS IN EXCESS OF
THE COURT'S PAGE LIMITS AND MEMORANDUM IN SUPPORT THEREOF**

I. INTRODUCTION

In clear violation of this Court's express orders and the Local Rules, and in the guise of an "Appendix of Key Facts" (Dkt. #101), an "Appendix B: Summary of Individual Questions of Law and Fact" (Dkt. #102), and Exhibit 1 to its "Evidentiary Submission" (Dkt. #103), Defendant Whirlpool Corporation ("Whirlpool") has accreted to itself an additional 89 pages of briefing beyond the 30 pages permitted by the Court in its opposition to Plaintiffs' motion to certify an Ohio class. Plaintiffs are prejudiced by Whirlpool's self-authorized excusal from the briefing parameters set by this Court.

Plaintiffs have complied in good faith with the Court's orders and the Local Rules governing briefing in this case. Whirlpool has not done so. Accordingly, Plaintiffs respectfully move to strike those portions of Whirlpool's submissions that (1) exceed the Court's 30-page limit and (2) are not evidence.